



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	HB0477	Title:	Revise law on transfer of information to schools from certain entities
Primary Sponsor:	Raser, Holly	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL ANALYSIS

Assumptions:

This bill has no fiscal impact to the state.

Local Government Impact:

There is no anticipated fiscal implication for public schools to possess this information. Schools currently maintain confidential files of student information and adding this much more information should not be a significant cost to the district.

Once the district receives this information, the information becomes subject to the protections of the Family Education Rights and Privacy Act (FERPA). In addition to the provisions contained in this bill, this federal law, requires the information to be maintained in a confidential manner.

Technical Notes:

- Section 1(e) refers to a "...placement in foster care or a group home licensed by the state." The Department of Public Health and Human Services (DPHHS) would be required to notify schools for

children that might be placed by the Department of Corrections because the child is in a group home placement licensed by the state. DPHHS would not have knowledge to assist the school in providing for the safety of the pupils and employees.

2. It appears there may be a conflict between this bill and 41-3-205, MCA. Section 41-3-205 allows the division to disclose information to schools however HB 477 requires the division to disclose information to schools.

Sponsor's Initials

Date

Budget Director's Initials

Date